

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF TENNESSEE  
WESTERN DIVISION

FILED BY *[Signature]* D.C.

THOMAS M. GOULD  
CLERK, U.S. DISTRICT COURT  
WD OF TENNESSEE

JERRY BRACK

JUDGMENT IN A CIVIL CASE

v.

SHONEY'S INC. d/b/a,  
CAPTAIN D'S #3126

CASE NO: 01-2997-D

**DECISION BY COURT.** This action came to consideration before the Court. The issues have been considered and a decision has been rendered.

IT IS SO ORDERED AND ADJUDGED that in accordance with the Stipulation And Order Vacating Judgment, Vacating Order Awarding Attorneys' Fees, And Dismissing Plaintiff's First Amended Complaint With Prejudice entered on October 17, 2005, this cause is hereby dismissed with prejudice.

APPROVED:

*Bernice B. Donald*

BERNICE B. DONALD  
UNITED STATES DISTRICT COURT

*October 25, 2005*

Date

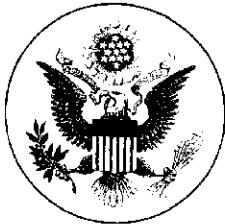
THOMAS M. GOULD

Clerk of Court

(By) Deputy Clerk

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*246*



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Honorable Bernice Donald  
US DISTRICT COURT